

SB1854



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1854

Introduced 2/15/2019, by Sen. John F. Curran

SYNOPSIS AS INTRODUCED:

415 ILCS 5/9.16 new

Amends the Environmental Protection Act. Provides that beginning on the effective date of the amendatory Act no facility shall have fugitive emissions of ethylene oxide above zero. Provides that each facility shall be subject to regular and frequent inspections and testing to ensure that no fugitive emissions of ethylene oxide exist. Provides that inspections shall be unannounced and conducted by a third party chosen by the municipality in which the facility operates. Provides that each facility shall be subject to fence line ambient air testing, at random, once within every 90 to 120 days for a duration of 24-hour samples of no less than 6 consecutive days. Provides that the testing shall be conducted by a third party chosen by the municipality in which the facility operates. Defines "fugitive emissions". Effective immediately.

LRB101 09540 CPF 54638 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Environmental Protection Act is amended by
5 adding Section 9.16 as follows:

6 (415 ILCS 5/9.16 new)

7 Sec. 9.16. Fugitive emissions of ethylene oxide ban.

8 (a) Beginning on the effective date of this amendatory Act
9 of the 101st General Assembly, no facility shall have fugitive
10 emissions of ethylene oxide above zero.

11 (b) Each facility shall be subject to regular and frequent
12 inspections and testing to ensure that no fugitive emissions of
13 ethylene oxide exist. Inspections shall be unannounced and
14 conducted by a third party chosen by the municipality in which
15 the facility operates.

16 (c) Each facility shall be subject to fence line ambient
17 air testing, at random, once within every 90 to 120 days for a
18 duration of 24-hour samples of no less than 6 consecutive days.
19 Testing shall be conducted by a third party chosen by the
20 municipality in which the facility operates.

21 (d) For purposes of this Section, "fugitive emissions"
22 means those emissions which could not reasonably pass through a
23 stack, chimney, vent, or other functionally-equivalent

1 opening.

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.